IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

MOSAIC POTASH CARLSBAD, INC.,

Plaintiff,

VS.

Case No. 2:16-cv-808-KG-SMV

INTREPID POTASH, INC., INTREPID POTASH NEW MEXICO, LLC, and STEVE GAMBLE.

Defendants.

ORDER CONSOLIDATING CASES

Pending before the Court is the parties' Joint Motion to Consolidate. After having considered the motion, the applicable law and having determined that the above captioned action involves a common question of law or fact with Case No. 1:17-cv-01268-GBW-GJF, the Court determines that the motion should be GRANTED. Accordingly, it is hereby ORDERED that Case No. 1:17-cv-01268-GBW-GJF is hereby CONSOLIDATED into the above captioned action pursuant to Rule 42(a)(2) of the Federal Rules of Civil Procedure.

IT IS SO ORDERED.

UNITED STATES DISTRICT JUDGE

Approved as to form:

Dated: January 23, 2018

KEMP SMITH LLP

/s/ Kathryn Brack Morrow_

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Dated: January 23, 2018

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Dated: January 23, 2018

/s/ Steve Gamble (approved via email dated

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